

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

In re AQUA DOTS PRODUCTS LIABILITY ) MDL No. 1940  
LITIGATION )  
 ) Case Number 1:08-cv-02364  
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This Document Relates To: ) Honorable David H. Coar  
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 )  
ALL ACTIONS. )  
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PARTIES' JOINT SUBMISSION ON SCHEDULING

Pursuant to the Court's instruction during the April 30, 2008 status, and its May 5, 2008 Order, the parties to this action, consolidated by the Multidistrict Litigation Panel, have conferred and agreed upon the following schedule, which they jointly propose to the Court:

**I. Discovery Schedule and Filing Deadlines**

- A. Plaintiffs' counsel shall file a consolidated complaint on or before May 30, 2008.
- B. Disclosures required by Rule 26(a)(1) shall be made by the parties on or before June 16, 2008.
- C. Defendants have until June 27, 2008, to answer or otherwise respond to the consolidated complaint. If any Defendant files a motion within that time to dismiss the consolidated complaint in whole or in part, Plaintiffs shall have up to July 25, 2008, to file a response and such Defendant(s) shall have until August 8, 2008, to file a reply memorandum.
- D. Any joinder of other parties shall be done on or before September 19, 2008, and amendments to pleadings shall be done on or before February 28, 2009.
- E. Plaintiffs to file their motion and memorandum seeking class certification on or before November 7, 2008. Defendants to file their oppositions to class certification on or before December 5, 2008, and Plaintiffs to file their reply memorandum on or before December 23, 2008. If Plaintiffs' opening motion and memorandum are supported by expert affidavit, then the filing date for Defendants' oppositions shall be extended 45 days so as to allow for the opportunity for the expert(s) to be deposed and a counter-expert(s) designated. If a Defendant's opposition is supported by expert affidavit, then the filing date for Plaintiffs' reply memorandum will be extended 45 days from what it otherwise would have been to allow for similar depositions and designations.
- F. Cutoff of fact discovery: July 31, 2009.
- G. Parties to disclose expert opinions pursuant to Rule 26(a)(2) on or before May 1, 2009.

H. Parties to disclose their respective rebuttal expert(s) pursuant to Rule 26(a)(2)(c) by June 30, 2009.

I. Any dispositive motions to be filed on or before August 29, 2009.

**II. Final Pretrial Order and Conference**

The final pretrial order shall be filed on or before October 10, 2009.

**III. Pretrial Conference and Trial**

The final pretrial conference and trial are to be set by the Court.

Respectfully submitted,

DATED: May 15, 2008

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